

**DISTRICT OF MASSACHUSETTS**

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**STEVEN McDERMOTT,  
STACEY McDERMOTT**  
Plaintiffs,

vs.

**FEDEX GROUND PACKAGE  
SYSTEM, INC., et al.**  
Defendants

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Civil Action No.: 04-CV-12253

**STIPULATION OF DISMISSAL WITH PREJUDICE**

The parties to the above-captioned action, pursuant to the provisions of Fed. R. Civ. P. 41(a)(1)(ii), hereby stipulate that said action be dismissed with prejudice, without interest and without costs against all defendants. All rights of appeal are waived.

The Defendants  
FedEx Ground Package System, Inc.  
and T.S. Pruitt  
By Their Attorneys,

The Defendants  
Cardinal Health 200, Inc. F/K/A  
Allegiance Healthcare, Inc.  
Cardinal Health, Inc. And  
Damian Ponce  
By Their Attorney,

/s/ Adam A. Larson

/s/ Michael D. Riseberg

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The Defendants  
Arsenberger Trucking, Inc.  
and J.T. Fosbrink  
By their Attorney,

The Defendants  
E.W. Wylie Corporation and  
D.W. Smith  
By Their Attorneys,

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/s/ Cheryl A. Enright

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/s/ Kevin M. Riordan

Cheryl A. Enright, BBO#552237  
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The Defendants  
Shoreline Transportation And  
Jaclyn Paletta as Administratrix of  
The Estate of Mario J. Castro  
By Their Attorneys,

/s/ Adam A. Berkowitz

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Adam M. Berkowitz  
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The Defendants  
Ryder Truck Rental, Inc.  
Lorraine Odzana, Administratrix of The  
Estate Of James J. Odzana, And Hospital  
Central Services, Inc.  
By Their Attorney,

/s/ Scott J. Tucker

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Kevin M. Riordan, BBO#652785  
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The Defendant  
Lorraine Odzana  
By Her Attorneys,

/s/ Michelle Carlucci

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Maynard M. Kirpalani, BBO#273940  
Michelle Carlucci, BBO#655211  
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The Plaintiffs  
Steven McDermott  
Stacey McDermott  
By Their Attorneys,

/s/ Joseph M. Mahaney

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/s/ Howard M. Kahalas

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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document was served on counsel of record by Lexis-Nexis and by First Class Mail on June 4, 2008.

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Adam A. Larson